

**Trent Baker**

**J.R. Casillas**

Datsopoulos, MacDonald & Lind, P.C.

201 West Main Street, Suite 201

Missoula, Montana 59802

(406) 728-0810

tbaker@dmlaw.com

jrcasillas@dmlaw.com

*Attorneys for Plaintiffs*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

JOHN AMBLER and STACY  
AMBLER,

Plaintiffs,

vs.

FLATHEAD CONSERVATION  
DISTRICT,

Defendant

and

FRIENDS OF MONTANA STREAMS  
AND RIVERS

Intervenor.

CV 23-151-M-DLC-KLD

**PLAINTIFFS' MOTION FOR  
SUMMARY JUDGMENT**

Pursuant to F.R.C.P. 56, Plaintiffs John and Stacy Ambler (hereinafter “Plaintiffs” or “Amblers”) respectfully file this Motion for Summary Judgment regarding jurisdiction over the Amblers’ private land within Glacier National Park.

There are no genuine issues of material fact and Plaintiffs are entitled to summary judgment as a matter of law that: (1) the federal government has jurisdiction to regulate construction on the Amblers’ property within Glacier National Park; (2) the Defendant, Flathead Conservation District does not have jurisdiction to regulate construction on the Amblers’ property within Glacier National Park; and (3) the Montana Natural Streambed and Land Protection Act, Mont. Code Ann. § 75-7-101 et seq., does not apply to the Amblers’ property within Glacier National Park.

The Flathead Conservation District objects to this Motion. The Amblers’ Brief in Support is being filed contemporaneously herewith.

DATED this 3<sup>rd</sup> day of June, 2024.

DATSOPOULOS, MacDONALD & LIND, P.C.

By: /s/ Trent Baker

Trent Baker

J.R. Casillas

*Attorneys for Plaintiffs*